



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF: LOPATIN
SERIAL NO.: 10/591,607

FILED: 7/17/07

FOR: Apparatus for determining and/or ...

CONFIRMATION: 3404
GROUP ART UNIT: 2837

EXAMINER: B. P. Gordon

ATTY. REFERENCE: LOPA3010/FJD

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: **Jan. 28, 2010** of the Primary Examiner finally rejecting claims: **8 and 10-14**

The Appeal Fee is:

- enclosed \$540. \$270.
- not required (fee paid in prior appeal in this application).
- requested to be charged to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.
- Small Entity Status is claimed.
- The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under *37 CFR 1.16* and *37 CFR 1.17* or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

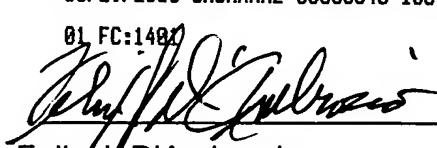
23364
Customer Number
Phone: (703) 683-0500

DATE: June 28, 2010

Respectfully submitted,

06/29/2010 SMOHAMME 00000043 10591607

01 FC:1401 540.00 0P


Felix J. D'Ambrosio
Attorney for Applicant
Registration Number: 25,721